

LINCOLN CHARTER TOWNSHIP
BERRIEN COUNTY, MICHIGAN
REGULAR MEETING
February 10, 2009

THE REGULAR MEETING of the Lincoln Charter Township Board of Trustees was called to order on February 10, at 7:02 p.m. by Dick Stauffer, Supervisor, in the Municipal Building, 2055 W. John Beers Road, Stevensville.

BOARD MEMBERS PRESENT: Marc Florian, Deb Peterson, Terrie Smith, Dick Stauffer, Stacy Loar-Porter, Tom Norbey, and Kevin Gillette
BOARD MEMBERS ABSENT: None.
ALSO PRESENT: Attorney Dienes.

The PLEDGE OF ALLEGIANCE was given.

CHANGES TO AGENDA. None.

CORRESPONDENCE. None

Smith introduced Derrick Smith, an Eagle Scout, who painted, fixed and re-roofed the concession stand as well as painted and repaired the equipment shed at the Rocky Weed Soccer Complex as part of his Eagle Scout project. Derrick gave a report on the project and the values he learned from completing the project. He presented a book of pictures documenting his work.

APPROVAL OF CONSENT AGENDA. MOTION CARRIED. Stauffer moved, seconded by Smith, to approve the consent agenda as presented.

1. Minutes of the 1/13/09, special noon and regular meeting.
2. Minutes of the 1/22/09 special and closed meeting.
3. Approve the 2/13/09 and 1/30/09 bills from the following funds.

General Fund	\$ 136,249.20
Parks Fund	3,549.11
Parks Capital Improvement	-0-
Cemetery Fund	2,345.17
Building Fund	12,740.23
Township Improvement Fund	-0-
Police Fund	77,954.95
Police Drug	-0-
Police Capital Improvement	-0-
Sewer Enterprise	
Sewer Operating	9,836.03
Sewer Improvement	-0-
Water Enterprise	
Water Operating	3,577.24
Water Improvement	-0-
TOTAL	246,251.93

UNFINISHED BUSINESS. None

NEW BUSINESS.

Leco Water Main Easement Release and Termination. Motion Carried. Stauffer moved, seconded by Gillette to approve the termination and release of the easements as presented by Attorney Bowser of Leco Counsel. **Attachment A.** Roll Call: Ayes: Stauffer, Gillette, Peterson, Smith, Loar-Porter, Norbey and Florian. Nays: None.

SUPERVISOR'S REPORT.

Drains. Stauffer reported the Drain Commissioner sent letters to residents within Ponderosa Heights and Gaul Drain Districts announcing drain work done and corresponding assessments to the districts.

Custom Tool and Die Coalition Application. Cindy LeGrow from LaGrow Consulting presented information on Custom Tool and Die seeking the Township's approval to join a Tool and Die Recovery Zone. She stated that they did not join in the beginning because they thought it would not work and that the effort that it would take to stay compliant would be costly to the company. However with the turn of the economy they feel they are at a disadvantage because a majority of the other companies are part of a coalition. Custom Tool and Die stated they have not applied for any other incentives and would use this one to put back into the community through apprentice programs and try to keep the company going.

Florian asked what the financial benefit to the company would be; LaGrow stated about \$24,000 per year.

The Recovery Zone incentives would end at the same time as the other members of the coalition.

Resolution to Request a Renaissance Recovery Zone. Motion Carried. Florian moved, seconded by Gillette, to approve a Resolution to Request a Renaissance Recovery Zone for Custom Tool and Die. *Resolution # 09-04, Attachment B.* Roll Call Ayes: Florian, Gillette, Smith, Stauffer, Loar-Porter, Norbey and Peterson. Nays: None.

CLERK'S REPORT.

Book Balances at 1/31/08 are as follows: \$673,995.12 in the general fund; \$310,766.43 in police; \$20,583.19 in parks; \$93,457.68 in cemetery; \$45,542.16 in building; \$261,027.43 in township improvement; \$2626,903.23 in police capital; \$37,738.69 in parks capital; \$2,157,632.97 in sewer operating; \$1,972,470.44 in sewer replacement; \$272,309.45 in sewer improvement; \$2,345,904.03 in water operating; \$710,921.27 in water replacement; \$4,598,446.30 in water improvement; \$9,870.54 in trust & agency; \$75.06 in Glenlord sidewalk special assessment; \$440.50 in DeFay Rd. special assessment; and \$80,208.21 in street lighting. We also have funds in T & A delinquent taxes \$12,710.20; tax account \$2,716,566.95; fire station debt \$70,003.88 library bond \$132,329.61; flex spending \$3,363.40.

Budget adjustments were presented and approved at the noon special meeting.

Resolution to Approve Rezoning Ballot Language. Gillette moved, seconded by Peterson to approve the resolution to submit the ballot language as presented for the rezoning of parcels 11-12-0009-0022-00-6, 11-12-0009-0022-02-2 and 11-12-0009-0022-01-4, formerly the Snow Flake Motel, to a PUD as previously approved by the Township Board on the May 5, 2009 Election Ballot, as per a petition referendum as required by the Act was properly completed and filed with the Township Clerk on 12/16/2008. *Resolution # 09-05. Attachment C.* Roll Call Ayes: Gillette, Peterson, Stauffer, Loar-Porter, Norbey, Florian and Smith. Nays: none.

TREASURER'S REPORT. Interest rates on investments are still very low.

PLANNING COMMISSION REPORT.

Florian reported the Planning Commission is review three amendments:

1. As a result of citizens concern for the possibility of townhouse and duplex development joining single residential areas the Planning Commission is considering a zoning amendment requiring a transition strip for any new development where any new two-unit or townhome development approved after the adoption of the ordinance in the CR, community residential districts abuts the LD, low density district or existing

single family dwellings.

2. Amending Special Use chapter to state that all Special Uses seeking amendments require review by the Planning Commission and a decision to approve, approve with conditions or deny request.
3. Amend light industrial zoning district to include Contractor's Facility as permitted use instead of special use.

ZONING BOARD OF APPEALS REPORT. None.

ASSESSOR'S REPORT. Distributed to board.

BUILDING DEPARTMENT REPORT. No single family residential permits were issued in January. Year to date there have been no permits for single-family dwellings.

AIRPORT AUTHORITY REPORT. Distributed to board.

FIRE BOARD. Minutes distributed to board by e-mail.

POLICE DEPARTMENT REPORT. Distributed to the board by e-mail.

LIBRARY REPORT. Dina Reilly requested to reserve the Township Community Center and Park area on 8/6/2009 for the Annual Berrien County Judges vs House of David baseball game. Reilly reported the library is celebrating Lincoln's birthday and hosting their annual Valentines Party for kids. The Library had redesigned their website, a patron donated money and requested that it be used in the science and technology fields so a remote link from McGraw-Hill Access Science Encyclopedia of Science and Technology Online has been established and the use is free to all users through the library website. An online tool called Library Elf for reminding patrons what books they have checked out in their name, as well as sending you reminders when books are due. Patrons can now pay their fines online, it is a secure site. May 17, 2009 is the 50th birthday of the Library more details will be provided closer to the date.

PARKS REPORT. Smith reported on the Safe Routes to School Grant, the plans have been approved by MDOT. The last step is obtaining property easements, when property permissions have been granted the bidding process will begin. The path will be placed to the inside of the telephone poles so that it is farther from the road. The path will be a 10 foot wide asphalt.

At noon the board discussed performing a comprehensive 5 year recreation plan, as the current one expires December 2009.

Public Comment. It was questioned why the ballot question for the rezone did not ask if the citizens approved a seven story building. Loar-Porter responded the referendum only addressed the rezone of the property not the height of the buildings.

ADJOURN. There being no further business, the chair adjourned the meeting at 7:42 p.m.

Stacy Loar-Porter, Clerk

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